

DETAILED ACTION

Applicants response filed 09/17/2008 is acknowledged.

Claim Rejections - 35 USC § 112

Applicants' amendments to claims and persuasive arguments overcome the previously presented rejections under 35 USC § 112 second and first paragraphs.

Claim Rejections - 35 USC § 103

Applicants persuasive arguments overcome the previously presented rejection under 35 USC § 103.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mark J. Cohen on 10/27/2008 and on 11/06/2008.

DELETE Claim 1, line 1, "or a tautomer,"

DELETE Claim 1, line 2, ", a prodrug or ^a₁ solvate"

DELETE Claim 8, lines 3 and 4, ", activator(s), chelating agent(s) and/or stabilizer(s)"

SH
12/29